

FISCAL NOTE

TO: Chief Clerk of the Senate
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: March 1, 1995

SUBJECT: **SB 1029 - HB 764**

This bill, if enacted, will amend the retirement law relative to benefits upon death in the line of duty. Current law provides that the surviving spouse of an in-service member who dies as result of an accident or physical violence occurring in the line of duty will be entitled to a monthly retirement benefit equal to 50% of the member's average final compensation provided the spouse is named as the member's only beneficiary. The current statute also provides if the member's spouse is named beneficiary and the spouse dies or remarries, the benefit will no longer be paid to the spouse. This bill will allow the member's spouse to continue drawing the benefit upon the spouse's remarriage.

The fiscal impact from enactment of this bill is estimated to be an increase in first year state expenditures to the extent a surviving spouse remarries and continues to draw retirement benefits who would not have received such benefits in the absence of the bill. A reasonable estimate of the increase cannot be determined but is estimated not to be significant, since no benefits have ever been suspended as a result of remarriage.

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director